IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.33222 of 2008
RAMBOL THAKUR
Son of Dashrath Thakur, R/v. Mahnwa. P.S.- Majhaulia,
District – West Champaran …… Petitioner
Versus
THE STATE OF BIHAR ……..Opp. Party
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2 24.10.2008 Heard learned counsel for the petitioner, learned counsel for the State and learned counsel for the informant.

Case is under Section 307 and other Sections of the Indian Penal Code. The allegation against the petitioner is of assaulting the informant by lathi on his shoulder. From the injury report Annexure-2 it appears that bruise were found on the shoulder of the informant. From the order of the learned Sessions Judge it appears that prior to this case a counter case was filed by one Ram Bachan Thakur numbered as Manjhouliya P.S. Case No. 77 of 2008. A supplementary affidavit has been filed on behalf of the petitioner enclosing the FIR of the said case from which it appears that there was free fight between the two parties and both sides received injuries. It is said that there are other cases also against the petitioner. From the order of the learned Sessions Judge, it appears that all those cases are of 2008. It is submitted by learned counsel for the petitioner that after election of Mukhiya dispute continued between the two parties resulting into repeated incidents.

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Be that as it may, considering the specific nature of allegation against this petitioner and the injury sustained by the informant, this application is allowed. Let petitioner, namely, Rambol Thakur be released on bail on furnishing bail bond of Rs.10,000/- (ten

thousand) with two sureties of the like amount each with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Bettiah (West Champaran) in connection with Manjhaulia P.S. Case No. 78 of 2008.

Kundan **(J. N. Singh, J.)**

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